

UNITED STATES DISTRICT COURT

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS

ITV DIRECT, INC.,

SUMMONS IN A CIVIL CASE

V.

HEALTHY SOLUTIONS, L.L.C., ET AL.,

AND

CAPPSEALS, INC.,

V.

HEALTHY SOLUTIONS, L.L.C., ET AL.

CASE NUMBER:

04 CV 10421 JLT

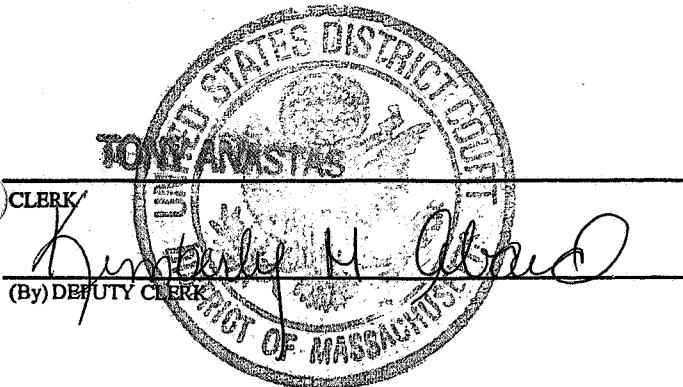
TO: (Name and address of Defendant)

ITV Direct, Inc.
 100 Cummings Center
 Suite 128A
 Beverly, MA 01915

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Daniel J. Kelly, Esq.
 Gadsby Hannah LLP
 225 Franklin Street
 Boston, MA 02110

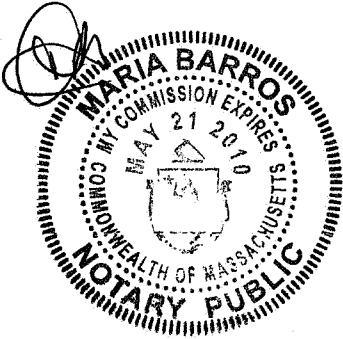
an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.



April 14, 2004

DATE

AO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE	April 15 2004 at 3:00PM.
NAME OF SERVER (PRINT) <i>George Hascal</i>	TITLE	<i>Process Server</i>
Check one box below to indicate appropriate method of service		
<input type="checkbox"/> Served personally upon the defendant. Place where served: _____		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: _____		
<input type="checkbox"/> Returned unexecuted: _____		
<input checked="" type="checkbox"/> Other (specify): <i>Service was made on Sunny Borde as legal clerk at TV Direct Inc located at 1m Cummings Center Site 129A Somerville MA 02145</i>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on <u>April 15 2004</u> Date <u><i>George Hascal</i></u> Signature of Server</p> <p><u>57 Glou ST Somerton No 02032</u> Address of Server</p> 		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

AFFIDAVIT OF SERVICE

State of Massachusetts

County of DISTRICT OF MASSACHUSETTS

Usd Court

Case Number: 04CV10421JLT

Plaintiff:

ITV DIRECT, INC.,

vs.

Defendant:

**HEALTHY SOLUTIONS, L.L.C., ET AL., AND CAPPSEALS,
INC., HEALTHY SOLUTION, L.L.C., ET AL.**

For:

Gadsby, Hannah, LLP
 225 Franklin Street
 Boston, MA 02110

Received by STOKES & LEVIN, LLP to be served on **ITV DIRECT, INC., 100 CUMMINGS CENTER,
SUITE 128A, BEVERLY, MA 01915.**

I, GERSON MACIEL, being duly sworn, depose and say that on the **15th day of April, 2004 at 3:00 pm, I:**

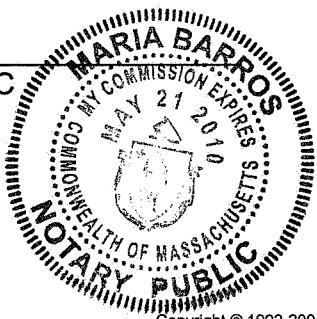
Served the within named corporation by delivering a true copy of the **Summons and Complaint** with the date and hour of service endorsed thereon by me to SUNNY BADORE as **LEGAL CLERK** of the within named corporation, in compliance with State Statutes.

Description of Person Served: Age: 40, Sex: F, Race/Skin Color: White, Height: 5'7, Weight: 160, Hair: Brown, Glasses: N

I certify that I am over the age of 18 and have no interest in the above action.

Subscribed and Sworn to before me on the 16th day of April, 2004 by the affiant who is personally known to me.

NOTARY PUBLIC




GERSON MACIEL
 Process Servers/Constable

STOKES & LEVIN, LLP
 27 Glen Street
 Suite 9 B
 Stoughton, MA 02072
 (781) 341-8390
 Our Job Serial Number: 2004001183
 Ref: 04CV10421JLT
 Service Fee: _____